

Christy

J.H. BAXTER & CO., a California Limited Partnership

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May 14, 2003

Ms. Christy Brown, RCRA Project Manager  
United States EPA, Region 10  
1200 Sixth Avenue, Mail Stop WCM-126  
Seattle, WA 98101

Subject: **May 15, 2003, Progress Report**  
**J.H. BAXTER ARLINGTON FACILITY**  
**Docket No. RCRA-10-2001-0086**

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Dear Ms. Brown:

This letter provides the May 15, 2003, progress report for work under the Administrative Order on Consent (AOC) for the J.H. Baxter & Co. (Baxter) facility during the period from April 15, 2003, to May 15, 2003.

#### **Significant Developments This Period**

This section discusses significant developments for the referenced reporting period, including actions performed and any problems encountered relative to work required by the AOC. Significant developments that occurred on this project during this reporting period are outlined below:

- On May 12, 2003, Baxter received analytical data from the April groundwater sampling event conducted in accordance with the requirements of the Site Investigation (SI), State Waste Discharge Permit (SWDP), and closed woodwaste landfill monitoring program. These data are currently being validated.
- On May 13, 2003, Baxter transmitted water elevation data to Rene Fuentes of the U.S. Environmental Protection Agency, as requested.

#### **Anticipated Developments Next Period**

This section discusses developments anticipated during the next reporting period, as outlined below:



- Baxter will continue to implement elements of the SI Work Plan, including database compilation and data evaluation.
- Baxter will prepare a summary report discussing the results of the four offsite drinking water sampling events in accordance with Paragraph 51(i) of the AOC.

### **Anticipated Problems and Problem Resolution**

This section discusses anticipated problems, and planned resolution of past or anticipated problems.

No new problems or issues have been identified at the facility, other than those mentioned in previous progress reports.

### **Other Information**

Any other information relevant to the AOC is discussed in this section, including results of any sampling or testing completed within the reporting period.

- On April 21, 2003, Baxter received a Minor Development Permit from the City of Arlington for the stormwater improvement measures.
- On April 23, 2003, Baxter submitted a letter report to the Washington State Department of Ecology (Ecology) summarizing onsite drain closure activities. A copy was sent to EPA.
- On April 24, 2003, Ecology issued the Second Modification to State Waste Discharge Permit No. ST-7425. The modifications updated the permit to reflect the results of the appeal settlement, the schedule for stormwater improvements measures and to more accurately reflect current site conditions.
- On April 30, 2003, Baxter re-sampled the Lysimeters in accordance with the SWDP for dioxins only. This was necessary because of a laboratory error.
- Baxter will continue excess stormwater treatment in accordance with the approved phased approach for stormwater management.
- Baxter will continue to develop City of Arlington Design and Approval Documents for the proposed stormwater treatment system.
- Baxter will continue with development of the Plans and Specifications for the stormwater improvement measures.

### Certification

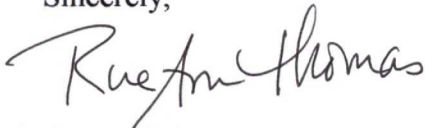
I certify that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to evaluate the information submitted. I certify that the information contained in or accompanying this submittal is true, accurate and complete. As to those identified portions(s) of this submittal for which I cannot personally verify the accuracy, I certify that this submittal and all attachments were prepared in accordance with procedures designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system or those directly responsible for gathering the information, or the immediate supervisor of such person(s), the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Signature: 

Name: RueAnn Thomas  
Title: Environmental Programs Director  
Date: May 14, 2003

We trust this letter meets the intent of the Progress Report per Paragraph 71 of the AOC. If you have any questions, please contact me at (541) 689-3801.

Sincerely,



RueAnn Thomas  
Environmental Programs Director

cc: Jeanne Tran, Ecology  
Georgia Baxter, J. H. Baxter & Co.  
Mary Larson, J. H. Baxter & Co.  
J. Stephen Barnett, Premier Environmental Services, Inc.